

GARY R. HERBERT Lieutenant Governor

State of Utah DEPARTMENT OF NATURAL RESOURCES

M/035/0002

MICHAEL R. STYLER Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

October 29, 2009

Rohan McGowan-Jackson Kennecott Utah Copper Corporation P.O. Box 6001 Magna, Utah 84044-6001

Subject: Acceptance of Continued Use of Random Fill Borrow, Kennecott Utah Copper, Bingham

Canyon Mine, M/035/0002, Salt Lake County, Utah

Dear Mr. McGowan-Jackson:

The Division has reviewed your notice of continued use of random fill borrow areas for the Magna Concentrator Complex-Arthur Concentrator Complex reclamation areas of the Bingham Canyon Mine, received October 15, 2009.

You may commence with your activities as outlined. Please be advised that you are bound by the same mining and reclamation standards as outlined in the original NOI and the R647 rules and must receive written acceptance from this office prior to creating any additional disturbance.

Enclosed with this letter are copy of the proposals stamped approved. Thank you for your cooperation. When in the area, a member of the Division staff will examine the site. In reply, <u>please</u> refer to file number M/035/0002.

Sincerely,

Paul B. Baker

Minerals Program Manager

PBB:lah:vs

Enclosure: Approved amendments

cc: kaiserc@kennecott.com

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